
Changes to legislation: There are currently no known outstanding effects for the Legal Services Act 2007, Cross Heading: Terms of appointment and tenure of members. (See end of Document for details)

SCHEDULES

SCHEDULE 1

THE LEGAL SERVICES BOARD

Terms of appointment and tenure of members

- 4 An ordinary member is to hold and vacate office in accordance with the terms and conditions of that member's appointment (subject to this Schedule).
- 5 (1) An ordinary member must be appointed for a fixed period.
- (2) The period for which an ordinary member is appointed must not exceed 5 years.
- (3) A person who has held office as an ordinary member may be re-appointed, once only, for a further period (whether consecutive or not) not exceeding 5 years.
- 6 If an ordinary member who is a lay person becomes a person within paragraphs (a) to (f) of paragraph 2(4) that person ceases to be a member of the Board.
- 7 (1) An ordinary member may at any time—
- (a) resign from office by giving notice to the Lord Chancellor;
 - (b) be removed from office by the Lord Chancellor.
- (2) The Lord Chancellor may not under sub-paragraph (1)(b) remove an ordinary member from office unless sub-paragraph (3) or (4) applies.
- (3) This sub-paragraph applies if the Lord Chancellor is satisfied that the member—
- (a) has failed without reasonable excuse to discharge the functions of the office for a continuous period of at least 6 months,
 - (b) has been convicted of an offence,
 - (c) is an undischarged bankrupt [^{F1}or is a person in relation to whom a moratorium period under a debt relief order applies (under Part 7A of the Insolvency Act 1986)], or
 - (d) is otherwise unfit to hold the office or unable to discharge its functions.
- (4) This sub-paragraph applies if the member is the chairman and has breached the condition imposed on his appointment by paragraph 2(3).
- (5) Before removing any ordinary member under sub-paragraph (1)(b), the Lord Chancellor must consult—
- (a) the Lord Chief Justice, and
 - (b) if the ordinary member is not the chairman, the chairman.
- (6) The Lord Chancellor may not remove an ordinary member on the ground mentioned in paragraph (a) of sub-paragraph (3) more than 3 months after the end of the period mentioned in that paragraph.

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Textual Amendments

F1 Words in Sch. 1 para. 7(3)(c) inserted (1.10.2012) by [The Tribunals, Courts and Enforcement Act 2007 \(Consequential Amendments\) Order 2012 \(S.I. 2012/2404\)](#), art. 1, **Sch. 2 para. 61(2)** (with art. 5)

- 8 The chairman ceases to be chairman upon ceasing to be a member of the Board.
- 9 Where a person ceases to be employed as Chief Executive, that person ceases to be a member of the Board.

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